

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA	:	CR-1-02-010
	:	
	:	
v.	:	<u>JOINT MOTION FOR STAY IN</u>
	:	<u>RULING ON A PRO SE MOTION</u>
	:	<u>FOR REDUCTION OF SENTENCE</u>
	:	
GERALD HENDRIX	:	J. Dlott

- - - - -

The above named defendant has filed a *pro se* motion for reduction of sentence pursuant to 18 U.S.C. § 3582(c). The government and the Federal Public Defender file this joint motion seeking a stay to allow time for both parties in conjunction with the Probation Department to review this defendant's case prior the Court ruling on the merits of the defendant's motion.

As noted in the Court's General Order No. 08-03 filed February 22, 2008, the United States Attorney's office, the Federal Public Defender, and the Probation Department have been conducting a review of potentially eligible defendants who may seek to have their sentences reduced under the retroactivity provision of 18 U.S.C. § 3582(c). To date, over 175 such cases have been reviewed with priority given to those whose prospective release may be imminent.

This defendant's case has not yet been reviewed. Upon review, the parties will be better able to inform the Court regarding both the defendant's eligibility for a reduction, and

whether such a reduction can be agreed upon by consent of the parties.

Respectfully submitted,

GREGORY G. LOCKHART
United States Attorney

s/William E. Hunt
WILLIAM E. HUNT (0024951)
First Assistant U.S. Attorney
221 East Fourth Street
Suite 400
Cincinnati, Ohio 45202
(513) 684-3711
Fax: (513) 684-6710
William.Hunt@usdoj.gov

STEVEN S. NOLDER
Federal Public Defender

s/Steven S. Nolder
Federal Public Defender
One Columbus
10 West Broad St., Suite 1020
Columbus, Ohio 43215
(614) 469-2999
Steve.Nolder@fd.org

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served this 21st day of March, 2008, by regular U.S. Mail on Gerald Hendrix, #03511-061, P.O. Box 10, Lisbon, OH 44432; and Steven S. Nolder, Federal Public Defender, One Columbus, 10 West Broad Street, Suite 1020, Columbus, OH 43215.

s/William E. Hunt
WILLIAM E. HUNT (0024951)
First Assistant U.S. Attorney